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MAR 10 2025

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY 

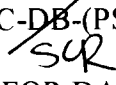
Edward R. Dayton  
1427 West Texas Street, Space A-16  
Fairfield, California 94533  
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Suisun City, California 94585  
(707) 421-1894  
In Pro Se

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

EDWARD RANDOLPH DAYTON  
Plaintiff,

vs.

FAIRFIELD MOBILE HOME AND RV  
PARK LLC, BRANDON WIECHEC,  
CHRIS TRIPLETT, MONTE CHRISTO  
COMMUNITIES, THOMAS A.  
FERRARA, TYLER PIERCE, RYAN  
BAGARANI, CHARLES DEHONEY,  
JOHN ROBERTSON, DOES 1-10  
Defendants.

No. 2:24-cv-0850-DJC-DB-(PS)  


CIVIL COMPLAINT FOR DAMAGES FROM  
REMOVAL OF PLAINTIFF'S PERSONAL  
PROPERTY AND MOTORHOME AND  
DAMAGES TO PLAINTIFF'S  
MOTORHOME BY DEFENDANT'S AS  
CIVIL RIGHTS VIOLATIONS-AMENDED 2

REQUEST FOR TRIAL BY JURY

I.

Plaintiff: Edward R. Dayton, 1427 West Texas Street, Space A-16, Fairfield, California 94533.

Defendant: Fairfield Mobile Home and RV Park LLC, 1427 West Texas Street, Fairfield, California 94533 (707) 425-7083.

Defendant: Brandon Wiechec, 3308 El Camino Ave. Suite 300-608, Sacramento, California 95821

Defendant: Chris Triplett, 3308 El Camino Ave. Suite 300-608, Sacramento, California 95821

Defendnat: Monte Christo Communities, 3308 El Camino Ave. Suite 300-608, Sacramento, California 95821

Defendant: Defendant: Solano County Sheriff, Thomas A. Ferrara, 530 Union Ave. Suite 100, Fairfield California 94533, (707) 784-7030.

Defendant: Sheriff Deputy Tyler Pierce, 530 Union Ave. Suite 100, Fairfield California 94533, (707) 784-7030.

Defendant: Sheriff Deputy Ryan Bigarani, 530 Union Ave Suite 100, Fairfield California 94533, (707) 784-7030.

Defendant: Sheriff Deputy Charles Dehoney, 530 Union Ave. Suite 100, Fairfield California 94533, (707) 784-7030

Defendant: Sheriff Deputy John Robertson, 530 Union Ave. Suite 100, Fairfield California 94533, (707) 784-7030

II. The basis of this complaint is a Question of Federal Law involving violation of the Fourth and Fourteenth Amendment to the United States Constitution, and Title 42 USC, §1983.

1 FAIRFIELD MOBILE HOME AND RV PARK- BACKGROUND FOR CAUSES OF ACTION

2 On 19 September 2023 defendant Fairfield Mobile Home and RV Park (hereafter FFMHP) did  
3 cause a 30 Day Notice of Termination of Plaintiff's Tenancy of Space A-16 in the park, under  
4 California Civil Code §799.66 Plaintiff did not comply with the notice and so FFMHP filed a  
5 Limited Civil Complaint for an Unlawful Detainer against Plaintiff in Solano Superior Court on 3  
6 November 2023, Case No. CL23-05167. Trial was scheduled and heard on 28 February 2024 in  
7 Department 21 Criminal Division with Commissioner Susan Rados. At the end of the trial  
8 Commissioner Rados entered Judgment in favor of FFMHP for possession of the subject real  
9 property at space A-16, forfeiture of the rental agreement. FFMHP filed a Writ of Possession with the  
10 Solano County Sheriff's Department on 28 February 2024. The Sheriff's Department deputies posted  
11 on 6 March 2024 a "Notice to Vacate" stating "Should you fail to vacate the premises within the  
allotted time, I will immediately enforce the writ by removing you from the premises" by Thomas A.  
12 Ferrara, Sheriff-Coroner; while the "Return on Writ of Possession" executed on 12 March 2023 states  
13 "I served the same by placing the plaintiff in quiet and peaceful possession of the premises on  
3/12/2024, I returned said writ satisfied as to plaintiff's possession only and with the accrued costs of  
14 \$180.00. by Thomas A. Ferrara Sheriff-Coroner. Senior FFMHP management (Chris Triplett and  
15 Brandon Wiechec) were present at the final eviction on 12 March 2024, according to Community  
16 Leader (manager) Daneena Meyers. During a conversation between plaintiff and Daneena Meyers on  
17 12 March 2024, plaintiff was told that. FFMHP senior management have instructed the onsite  
18 Community Leader, Daneena Meyers to instruct plaintiff that he may not remove any of his personal  
19 property except for one period of 5 hours on one day, and only when the office is open from 9:30 am  
20 to 3 00 pm Monday thru Friday, in violation of plaintiff's rights under California Civil Code §1965  
21 and as noted in the sheriff's notices. Later that day upon his return to his motorhome after the  
22 eviction process was complete, plaintiff secured his driveway gate with a light metal chain on 13  
23 March 2024, in order to secure his property from potential theft. Someone cut the chain and moved  
24 some of his potted plants and some of his skirting along from the side of his motorhome between then  
and 15 March 2024. Further vandalism had occurred since then.

25 CAUSE OF ACTION ONE-UNLAWFUL REMOVAL OF PLAINTIFF'S PERSONAL PROPERTY

26 Brandon Wiechec as Regional Supervisor for Monte Christo Communities, did knowingly,  
27 intentionally, and willfully, cause plaintiff's personal property to be permanently disposed of while  
28

1 acting under the supervision of his supervisor Chris Triplet Northern California Divisional Director  
2 and Monte Christo Communities senior management as his employer. The personal property was  
3 quite extensive in the type of items and the number of items that were located in the surrounding yard  
4 areas of plaintiff motorhome on his Space A-16. Some of the personal property was removed and  
5 disposed of approximately seven days after the writ of possession was finalized on 12 March 2024.  
6 The remaining personal property was removed and disposed of within the remaining 8 days (11 days  
7 under CCP §1174, §1165). It is believed that Brandon Wiechec instructed Fairfield Mobile Home and  
8 RV Park staff to begin at about seven days, and then to continue to remove and permanently dispose  
9 of plaintiff's personal property through the remaining 8 to 11 days remaining for plaintiff to recover  
10 his property by law. Plaintiff notified Daneena Myers, FFMHP Community Leader on the 19<sup>th</sup> of  
11 March 2024 by e-mail that plaintiff had filed a complaint in United States District Court- EDC  
12 against the Park. Plaintiff also contacted Stephanie Rice (attorney for FFMHP) twice on 21 and 22  
13 March 24 notifying her of plaintiff's desire to reclaim his motorhome and his personal property from  
14 the Park. Stephanie Rice was also notified at that time that the Park had already began the unlawful  
15 removal of his personal property. The actions of FFMHP, Brandon Wiechec, and Monte Christo  
16 Communities were in violation of California Code of Civil Procedure §1174(g), (h), along with  
17 California Civil Code §715.010: §1987; and § 1965. The actions by FFMHP, Brendon Wiechec, and  
18 Monte Christo Communities caused a deprivation of plaintiff's constitutional rights under the United  
19 States Constitution's Fourth Amendment by failing to follow mandated due process requirements  
20 under California State law. These actions are also a violation of plaintiff's rights under the California  
21 Constitution, Article One Declaration of Rights, Section 1 and 7. The above actors carried out these  
22 actions under the authority of California State Laws for Civil Complaint for Unlawful Detainer, and  
23 the subsequent enforcement of a Judgment from Solano Superior Court for defendant (as plaintiff in  
24 U.D. complaint) to recover real property from plaintiff Space A-16 (as defendant in U.D. complaint).

#### 25 CAUSE OF ACTION TWO-THOMAS FERRARA & HIS DEPUTIES UNLAWFUL ACTIONS

26 On 6 March 2024 Solano County Sheriff's Deputies posted an Eviction Notice on plaintiff's door to  
27 his motorhome at 1427 W Texas Street, Space A-16, Fairfield, California 94533 to be executed on 12  
28 March 2024. On 12 March 2024 plaintiff voluntarily exited his motorhome and the subject real  
property of Space A-16 before any sheriff's deputies arrived to enforce the eviction notice. While  
plaintiff was gone Solano County Sheriff's Deputies Sgt Tyler Pierce, Ryan Bagarani, Charles

1 Dehoney, and John Robertson arrived on scene at 10:00 am, and executed the eviction notice outside  
2 the presence of plaintiff who was not present. During the execution of the eviction Chris Triplett and  
3 Brandon Wiechec as management of Fairfield Mobile Home and RV Park under Monte Christo  
4 Communities LLC, were present at the scene during the entire time of execution. The Sheriff's  
5 deputies pounded on the door of the motorhome several times, and called out several times at the start  
6 of the execution of the eviction process for anyone to announce their presence with no response.  
7 Chris Triplett with no lawful authority to do so, used a cordless drill he supplied, and attempted to  
8 drill out the door locks without success. Then Sheriff's deputies used a pry bar and a hammer and  
9 another tool to pry open the door to the motorhome, causing extensive damage to the door and  
10 hinges. Two of the deputies then entered plaintiff's motorhome with guns drawn to search the  
11 common area of the motorhome. The deputies made no attempt to call out for plaintiff to announce  
12 his presence while they were inside the motorhome, as plaintiff was not present Plaintiff's two  
13 Emotional Support Dogs were in the back bedroom behind a children's safety gate barking at the  
14 deputies A deputy then took plaintiff's personal 5-foot step ladder that was against the side of the  
15 motorhome, and used it and other sheriff's tools to break open, the bedroom window, and then tore  
16 down the inside curtains and threw them on the ground outside of the motorhome. During the  
17 execution of the eviction, Chris Triplett advised the Sheriff's deputies that plaintiff's blue car was  
18 gone and that he did see it in the Park. The Sheriff's deputies stated that they did not believe that  
19 plaintiff was present inside while the eviction was being executed by them. The Sheriff's deputies  
20 then signed over the writ to Chris Triplett left and the scene with plaintiff's motorhome unsecured at  
21 door and window Solano County Sheriff Deputy Sgt. Pierce told plaintiff at the Sheriff's office on  
22 13 March, that the deputies were acting under CCP §514 (which does not exist), however CCP  
23 §514.010 (which does exist) does not authorize the actions taken by the Sheriff's Eviction deputies.  
24 The action of the Sheriff's deputies was not authorized under the law. Chris Triplett's action to drill  
25 out the door locks was not authorized under the law nor the rental agreement. Chris Triplett has  
26 committed a crime under California Penal Code §594(a) of Vandalism. Since the Sheriff's deputies  
27 were not authorized by law to enter and search plaintiff's motorhome (nor under the Court Judgment  
28 or Writ of Possession), they are also guilty of Vandalism. Plaintiff has complied with California

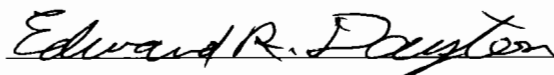
1 Government Code § 911.2 by filing a Government Claim with Solano County on 25 June 2024, and  
2 with the Solano County Sheriff's Office on 16 August 2024. Plaintiff has also filed a Solano County  
3 Sheriff's Office Citizen Inquiry as a complaint for the Sheriff's deputies' actions on 7 February 2025.

4 EXEMPLARY DAMAGES

5 The actions of Fairfield Mobile Home and RV Park, Brandon Wiechec, Chris Triplett, and Monte  
6 Christo Communities, were against the law and associated case law that FFMHP, Brandon Wiechec,  
7 Chris Triplett and Monte Christo Communities knew, and should have known, as lessor and executer  
8 of the Rental Agreement and management of the park. The actions taken by the Solano County  
9 Sheriff's Deputies Eviction Team were not authorized by law of which they should have known, and  
10 were not necessary in the enforcement of the Writ of Possession under applicable State Law.

11 IV. Plaintiff is seeking up to \$25,00.00 in actual and compensatory damages for the costs of  
12 repairing his motorhome caused by the Solano County Sheriff's Deputies and Chris Triplett. Up to  
13 \$50,00.00 in actual and compensatory damages from Fairfield Mobile Home and RV Park, LLC,  
14 Chris Triplett, and Monte Christo Communities. Plaintiff is also seeking maximum punitive damages  
15 against Fairfield Mobile Home and RV Park, LLC; Chris Triplett, Brandon Wiechec, and Monte  
16 Christo Communities, along with Solano County Sheriff Thomas A. Ferrara and his listed deputy  
17 sheriffs.

18 V. Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my  
19 knowledge, information, and belief that this complaint. (1) is not being presented for an improper  
20 purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is  
21 supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing  
22 existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will  
23 likely have evidentiary support after a reasonable opportunity for further investigation or discovery;  
24 and (4) the complaint otherwise complies with the requirements of Rule 11. I agree to provide the  
25 Clerk's Office with any changes to my address where case related papers may be served. I understand  
26 that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of  
27 my case. Date. 6 March 2025



Edward R. Dayton, Plaintiff, In Pro Se